

176203

C. DUKES SCOTT
EXECUTIVE DIRECTOR

P.O. Box 11263
Columbia, S.C. 29211



DAN F. ARNETT
CHIEF OF STAFF

Phone: (803) 737-0800
Fax: (803) 737-0801

JOHN W. FLITTER
DIRECTOR
ELECTRIC & GAS REGULATION

October 7, 2005

VIA HAND-DELIVERY

Charles L.A. Terreni
Chief Clerk & Administrator
Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, South Carolina 29210

RECEIVED
2005 OCT -7 PM 12:06
SC PUBLIC SERVICE
COMMISSION

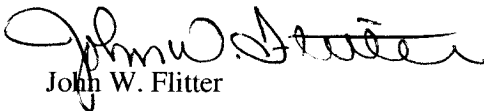
Re: Docket No. 2004-169-E – Request of Duke Power for a Partial Waiver of Rule 103-331 as it relates to Deposit Requirements for Non-residential Accounts. Motion of Duke Power Company Requesting the Commission's Approval to continue with the waiver of the rule on a non-experimental basis.

Dear Mr. Terreni,

This is to inform the Public Service Commission that the Office of Regulatory Staff has reviewed the above referenced filing and ORS does not have an objection to the Company's request to continue the waiver of the rule on a non-experimental basis based on the following information. The Company reports in its Request that it has completed the one year experiment under this program as required by the Commission. The Company further states there has been only one South Carolina customer whose circumstances have necessitated implementation of a security deposit and/or payment terms during this trial period. In addition the Company has received no complaints about the program. This program is intended to assist in minimizing the Company's uncollectibles from at-risk non-residential customer accounts through application of a program that makes payment of the account more financially secure. No problems or additional concerns appear to have been generated from the one year trial, and considering that any customer who feels aggrieved by implementation of this program continues to have the option to bring his concern to the attention of the Consumer Services Department through the complaint process also provides an additional safeguard.

Thank you for the opportunity to provide our comments in this matter.

Sincerely,


John W. Flitter

JWF/swh

cc: Dan F. Arnett, Chief of Staff, SC ORS
Florence Belser, General Counsel, SC ORS
Richard L. Whitt, Esquire
Dr. James Spearman